

UNITED STATES DISTRICT COURT  
DISTRICT OF MINNESOTA

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UNITED STATES OF AMERICA,

Plaintiff,

v.

**ORDER**

No. 11-cr-175 (MJD/LIB)

REGINALD JOHN WIND, JR.,

Defendant.

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Deidre Aanstad, Assistant United States Attorney, Counsel for Plaintiff.

Douglas Olson, Office of the Federal Defender, Counsel for Defendant.

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**I. Introduction**

This matter is before the court on motions in limine by the Government [Docket No. 41.] and by Defendant Reginald John Wind, Jr. [Docket No. 43.]

Based upon the files, records, and proceedings herein, **IT IS HEREBY ORDERED** that:

1. The Government's motion to examine Jane Doe #1 with language, questions, and in a manner suitable to the child's age and development, and to use leading questions with Jane Doe #1 [Docket No. 41] is

**GRANTED.**

2. Defendant's motions in limine [Docket No. 43] are **DENIED** as follows:

- a. Defendant's motion to excluded evidence under Federal Rule 404(b) is **DENIED AS MOOT** because the government has not moved to admit any such evidence.
- b. Defendant's motion to exclude any out-of-court statements of the victim is **DENIED** as to statements made by the victim to her mother immediately after the incident and to statements made to Sexual Assault Nurse Examiner Kaye Rodgers.
- c. Defendant's motion to exclude any expert (or non-expert) opinions concerning the credibility of the victims' claims; or expert opinions that the lack of forensic evidence is consistent with the victim's claims is **DENIED**.

Dated: October 24, 2011

s/ Michael J. Davis

Michael J. Davis

Chief Judge

United States District Court